(9)

(Separate Resume)

File No 574 of 98-99

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The proper course for the
Excise Cases is to bring case
of this kind to the notice
of the District Magistrate.

The recommendation about
an armed Police being plac
at the Service of the Detec
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Proposals as to the numbers
Kind of men required and
the work they have to do sh
be submitted. Govt learn
that Police Constables cann
be made to work under the
order of the Excise Superv
A reference to the D. G. of Po
would enable the Excise Com

to

to form a clear
idea of all this
requirements & may
well be asked to
sanction any definite
proposals he may make
for the prevention
& illicit extraction
of timber & its clandestine
sale

Yours
Myers

Note.

On the communication report re Forest offences in the Clifton District, Gowlane under this court decision the opinion of an order that complaints regarding untrue returns & inadequacy of amounts should be made to the District not to the District Magistrate. Such an order should be communicated by Govt with the order No 7696 of the 31st Dec 1900 (Secl Branch Dept No 257 of 19/1/01) - Have there been any other such orders?

30/3/01

Subd. There are no other such orders. The order sent to the Execve Comr on 19th Jany/01 with hand of the

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modified when final orders are passed in the Forest matter.

3/4/01

Vocab

3/6/01

SECTION L. A

FILE No. 54 of 98.

SERIAL No. 1

Excise]

7598

Ex 417

1899.

From The Excise Commissioner in Mysore

To

THE SECRETARY TO GOVT. OF MYSORE,

General and Revenue Depts

Dated 31st May 1899

Despatched 1—6—99

Received

General No. 7696

No. 417 Enclosure No.

In reply to

SUBJECT.

Brings to the notice of Government the lenient punishments inflicted by the Magistracy on offenders charged with illicit manufacture of toddy and illegal cultivation of ganja hemp, and solicits that the Judges of the Chief Court may be requested to issue necessary instructions to the Magistracy, and that the Inspector General of Police may be asked to place a body of Police Constables under Detective Excise supervision in Mysore City, to detect & apprehend persons who steal toddy from groves & sell it clandestinely.

References

(to be entered only in the Dewan's Office.)

Submitted for orders.

2.6.99

5/6/99

Dewan -

6/6/99

R. 2
15/8/00
(166)

Be proper course for the Ex! Commr to bring cases of this kind to the notice of the Distt Magistrate

The recommendation about an armed Police being placed at the service of the Detective supervising staff is vague. Specific proposals as to the number & kind of men required & the work they have to do should be submitted. I fear that Police Constables cannot be made to work under the orders of the Excise supervisor. A reference to the Inspr General of Police would enable the Excise Commr

3/6/99

No. 7696/417

Office of the Excise Commissioner
in Mysore
Bangalore dated 31st May 1899.
1-6-99

From.

The Excise Commissioner
in Mysore

To,

The Secretary to the
Government of Mysore
General and Revenue Departments

Sir,

I have the honor to bring to the notice of Government that Magistrates take a very lenient view of the illicit manufacture of toddy and illegal cultivation of Ganja hemp, in many instances only a nominal fine of one or two rupees having been inflicted on the offenders. Such punishments tend not only to defeat the efforts made by the Excise Department to suppress crime, but also to produce a most demoralizing effect. Illicit manufacture of toddy or of arrack and illegal cultivation of Ganja hemp are

offences

offences seriously affecting State Excise Revenue. The illicit manufacture of toddy or arrack is punishable under Section 35 of the Excise Act with imprisonment for a term which may extend to four months, or with fine which may extend to one thousand rupees, or with both; and illegal cultivation of ganja hemp is punishable under Section 38 of the Excise Act with imprisonment for a term which may extend to six months, or with fine which may extend to one thousand rupees, or with both. I beg to submit that, in order to produce a really deterrent effect the offenders must be given severe and exemplary punishments.

2. I take this opportunity to urge on the attention of Government that the Pariahs, Julgarers of the Mysore City are in the habit of resorting to date groves in large numbers, stealing large quantities of toddy from the pots attached to the trees and clandestinely disposing of the same

in

IX

in their hamlets at night time; and they thereby cause serious loss to Government farmers and to the Government. Some of them who were apprehended and placed before the Magistrates, were leniently dealt with. I have reason to believe that there is a tendency on the part of the Magistrates generally to deal leniently with all Excise offences. The aforesaid Pariahs &c have been displaying a spirit of defiance of authority in systematically stealing and selling large quantities of toddy almost every night. It is therefore of vital importance that exemplary punishments should be inflicted on them.

3. Under the above circumstances, I beg to solicit that the Judges of the Chief Court may be requested to issue necessary instructions to the Magistracy on the above subject, and that the Inspector-General of Police may be asked to place

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a body of armed Police Constables under the Detective Excise Supervisor, Mysore City, to detect and apprehend the persons who steal toddy from the groves and dispose of it in their hamlets.

I have the honor to be,
Sir,
your most obedient servant,

Sd/- Lakshmana Rangayya

For Excise Commissioner
in Mysore

M.B.

Have Today
Please
AR
17/1/01

SECTION L. R.
FILE NO. 8 4 of 98
SERIAL NO. 2

Read:—

Letter no. 7696/417 dated 31st May 1899 / I. G. 1899 from the Excise Commissioner in Mysore bringing to notice that magistrates (generally very) take a lenient view of illicit manufacture of toddy and illegal cultivation of ganja hemp owing to the light punishments inflicted, ~~in the~~ in the case of certain pariahs, gulgars &c of the Mysore city, who were charged with illicit tapping of date trees and clandestine disposal of toddy, ~~are calculated to~~ ~~not only to defeat the object of law but also to produce a demoralizing effect~~ and soliciting therefore (1) that ~~with a view to produce deterrent effect on the offenders (+)~~ the Judges of the Chief Court may be requested to

I have they have been displaying a spirit of defiance & authority

to issue necessary instructions to the magistrates with a view to the offenders being adequately punished ~~the delinquents~~

and (2) that the Inspector General of police may be asked to place a body of armed police Constables under the detective supervisor, mysore city, to detect and apprehend systematically the persons who steal toddy from the trees and dispose of it in their hamlets.

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No 5341. / Sox 257 dt 19/1/01.

Order herein — As regards the first of the above suggestions the Govt observe that the proper course for the Excise Commissioner is to bring cases of the kind referred to ~~above~~ to the notice of the District magistrate in which the offenders have been criminally dealt with

2 The other recommendation about an armed police being placed at the service of the detective Supervisor at mysore is

vaguely specific proposals
as to the number and kind
of men required and the
work they will have to do should
be submitted. Government
fear that police Constables
cannot be made to work
under the orders of the
Excise Supervisor. A reference
to the Inspector General of
police would enable the
Excise Commrs. to form a
clear idea as to his require-
ments and Government will
be glad to sanction any
definite proposals he may
make for the prevention of
illicit extraction of toddy
and its clandestine sale

17/1/07

for Secretary

15/1/07

To
The Excise Commrs.